

Attorney's Docket
0943.0

10/055,881
Customer ID: 24298



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of J. W. LEE, et al.

Attorney Docket No.: 0943.0

Application No.: 10/055,881

Examiner: DIAMOND, A. D.


Date Filed: January 28, 2002

Group: 1753

For: DNA and RNA Sequencing by Nanoscale Reading through Programmable Electrophoresis and Nanoelectrode-Gated Tunneling and Dielectric Detection

Certificate of Express Mailing Under 37 C.F.R. 1.10

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail Post Office to Addressee in an envelope bearing Express Mail mailing label number **ER 286964101 US** addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 10, 2005.

 Reg. No. 26,096
James M. Spicer

AMENDMENT REQUESTING CORRECTION OF INVENTORSHIP
(37 C.F.R. Section 1.48(a)(1))

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is a request under 37 C.F.R. Section 1.48(a)(1) to correct the inventorship in the subject application.

02/16/2005 MBERHE 00000001 131958 10055881

01 FC:1464 130.00 DA

It is being filed in the U.S. Patent Office following a Notice of Allowance that was mailed on January 5, 2005 and before payment of the Issue Fee.

The patent application was filed with the following inventorship:

James W. Lee
Thomas G. Thundat
Elias Greenbaum

Please amend the above-identified application to the following inventorship:


James W. Lee
Thomas G. Thundat

The following papers accompany this amendment, and are attached hereto:

a statement from Elias Greenbaum being deleted as an inventor,
a declaration by the actual inventors as required by 37 C.F.R. Section 1.63,
the processing fee set forth in 37 C.F.R. Section 1.17(i), and
the written consent of the assignee.

Respectfully submitted,

Date: February 10, 2005


James M. Spicer, Agent for Applicants
Registration No. 26,096
UT-Battelle, LLC
P. O. Box 2008, MS 6258
Oak Ridge, TN 37831
(865) 574-4180

Docket No. 0943.0



PTO/SB/17i (11-04)

Approved for use through 07/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PROCESSING FEE**Under 37 CFR 1.17(i)****TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/055,881
Filing Date	1/28/2002
First Named Inventor	James W. Lee
Art Unit	1753
Examiner Name	Alan Diamond
Attorney Docket Number	0943.0

Enclosed is a paper filed under 37 CFR 1.48 that requires a processing fee (37 CFR 1.17(i)).
Payment of \$_____ is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the petition fees)

- ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 13-1958 :
☒ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments
Enclose a duplicative copy of this form for fee processing.


☐ Check in the amount of \$_____ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,
Except for § 1.221 papers (Fee Code 1803)

For papers filed under:

- § 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.
- § 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
- § 1.48 - for correcting inventorship, except in provisional applications.
- § 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.
- § 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
- § 1.55 - for entry of late priority papers.
- § 1.99(e) - for processing a belated submission under § 1.99.
- § 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) - for requesting deferred examination of an application.
- § 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 - for requesting voluntary publication or republication of an application. **Fee Code 1803**
- § 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
- § 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.



Signature
James M. Spicer

Typed or printed name

February 10, 2005

Date
26,096

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Adjustment date 02/16/2005 MBERHE
02/14/2005 MBERHE1 00000004 131958 10055881
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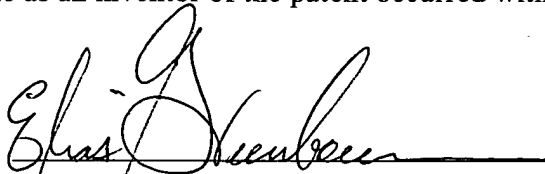
STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING DELETED TO
CHANGE INVENTORSHIP IN PATENT APPLICATION
(37 C.F.R. Section 1.48(a)(2))

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Elias Greenbaum, the person who is being deleted as an inventor by the
Amendment Requesting Correction of Inventorship of this patent do hereby declare that the
inventorship error in including my name as an inventor of the patent occurred without any
deceptive intention on my part.

Date: 2/10/05


Elias Greenbaum

Docket No. 0943.0